THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.1766 of 2007

Dated:16.04.2007

Between:

Chinna Eranna Goud.

… Petitioner

AND

Mandal Revenue Officer and others.

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.1766 of 2007

ORDER:

The petitioner is statedly a Ward Member of Ward No.1 of Pedda Mariveedu Village of Gonegondla Mandal in Kurnool District. Aggrieved by the action of respondents 4 to 7 in allegedly constructing houses on the road passing through Ward Nos.1 and 2, the petitioner along with others raised objection. Some of the villagers also submitted a complaint on 27.01.2007 to the Mandal Revenue Officer, in vain. Therefore, they filed the present Writ Petition.

In spite of giving sufficient time, the learned Standing Counsel for the Gram Panchayat did not get instructions. Therefore, this Court feels that instead of keeping the Writ Petition pending, the Mandal Revenue Officer is directed to inspect the area, and if for any reason it is found that construction is being made by respondents 4 to 7 on the road margin, necessary action shall be taken immediately. Needless to mention that if the road is Village road, it is always open to the Panchayat to evict all the encroachers by issuing notice under Section 98 of the Andhra Pradesh Panchayat Raj Act, 1994. This action shall be initiated within a period of two weeks from the date of receipt of a copy of this order and completed within a period of eight weeks thereafter.

The Writ Petition is accordingly disposed of. No costs.

(**V.V.S.RAO, J**)

16.04.2007

vs